

UNITED STATES COURT OF APPEALS  
FOR THE NINTH CIRCUIT

**FILED**

AUG 09 2005

CATHY A. CATTERSON, CLERK  
U.S. COURT OF APPEALS

JUNG KYU HUH,

Plaintiff - Appellant/Cross-  
Appellee,

v.

MIDLAND NATIONAL LIFE INSURANCE  
COMPANY; et al.,

Defendants - Appellees/Cross-  
Appellants.

Nos. 04-15967 & 04-16048

D.C. No. CV-02-00048-ARM  
District of the Northern Mariana  
Islands

FILED  
Clerk  
District Court

ORDER

AUG 16 2005

For The Northern Mariana Islands  
By \_\_\_\_\_  
(Deputy Clerk)

The court is in receipt of appellant's correspondence dated August 4, 2005, requesting voluntary dismissal of this appeal. The court construes appellant's letter as a motion to dismiss. So construed, the motion is granted and this appeal is dismissed. Fed. R. App. P. 42(b). The parties shall bear their own costs on appeal.

A certified copy of this order shall serve as the mandate of this court.

A TRUE COPY -	8/9/05
ATTEST	
CATHY CATTERSON	
Clerk of Court	
by: _____	
Deputy Clerk	
This certification does constitute the mandate of the court.	

FOR THE COURT

*Pete Sherwood*

Peter W. Sherwood  
Circuit Mediator